

Vetoed Legislation

See full summary documents for additional detail

H231 - UNC & Comm. Coll. Pay/Retiree Bonus. (Ratified)

House Bill 231 would appropriate funds to provide salary increases to employees of The University of North Carolina System and the North Carolina Community College System and to provide two one-time cost-of-living supplements for retirees of the Teachers' and State Employees' Retirement System, the Consolidated Judicial Retirement System, and the Legislative Retirement System. The content of the bill was consistent with House Bill 966 of the 2019 Regular Session which was vetoed.

This bill was vetoed by the Governor on November 1, 2019, has not been overridden by the General Assembly, and has not become law.

H370 - Require Cooperation with ICE Detainers. (Ratified)

House Bill 370 would (1) require confinement facilities to comply with detainers and administrative warrants issued by Immigration and Customs Enforcement (ICE); (2) authorize the removal of a sheriff or officer from office for failing to comply with ICE detainers, and (3) require confinement facilities to submit annual reports to the Joint Legislative Oversight Committee on Justice and Public Safety (JPS Oversight) regarding compliance with ICE detainers.

House Bill 370 was ratified by the General Assembly on August 20, 2019, and vetoed by the Governor on August 21, 2019.

H398 - Information Technology Budget/2019-2021 Fiscal Biennium. (Ratified)

House Bill 398 would do the following: (i) provide appropriations adjustments to the Department of Information Technology for the 2019-2021 fiscal biennium; (ii) direct specific uses for certain General Fund appropriations to the Department; (iii) make various statutory changes relating to the Department; and (iv) fund specific information technology projects with General Fund appropriations.

This bill was vetoed by the Governor on November 8, 2019, has not been overridden by the General Assembly, and has not become law.

H555 - Medicaid Transformation Implementation. (Ratified)

House Bill 555 provides funding for the operation of the Medicaid program and the transition to managed care during the 2019-2021 fiscal biennium and makes other changes necessary for the transition of the Medicaid program to managed care as required by Medicaid Transformation legislation that was enacted in 2015.

This bill has various effective dates. Please see the full summary for more detail.

This bill was vetoed by the Governor on August 30, 2019, has not been overridden by the General Assembly, and has not become law.

H645 - Revisions to Outdoor Advertising Laws. (Ratified)

House Bill 645, vetoed by the Governor on August 22, 2019, would amend the laws pertaining to outdoor advertising, to do all of the following:

- Allow for relocation and reconstruction of outdoor advertising signs, with specified criteria to be met.
- Prohibit the North Carolina Department of Transportation from denying a sign relocation site due to the presence of vegetation obstructing the sign's visibility.
- Reduce the waiting period for a permitted outdoor advertising location to receive a selective vegetation removal permit from two years to one year, and exempt relocated signs from that waiting period.

If the bill were to become law, Section 4, pertaining to the relocation of lawfully existing outdoor advertising signs, would apply to signs removed on or after July 1, 2019. Section 7, prohibiting the Department of Transportation from denying a sign relocation site due to the presence of vegetation obstructing the sign's visibility, would be apply to outdoor advertising signs relocated on or after the date the bill becomes law. The remainder of the bill would become effective when it becomes law.

H966 - 2019 Appropriations Act. (Ratified)

House Bill 966 would make base budget appropriations for current operations of state agencies, departments, and institutions. This bill has various effective dates. Please see the full bill for more detail.

This bill was ratified by the General Assembly on June 27, 2019 and vetoed by the Governor on June 28, 2019. The veto has not been overridden by the General Assembly, therefore this bill has not become law.

S250 - Remove Foreign Citizens from Voting Rolls. (Ratified)

Senate Bill 250 would do the following:

- Codify the case law requirement that jurors be United States citizens.
- Allow a chief district court judge to delegate hearing jury excuses to the clerk of court.
- Require applications for excusals from jury duty be made on a form developed by the Administrative Office of the Courts.
- Require clerks to maintain records of persons asking to be excused from jury duty due to disqualification, and share those records with the State Board of Elections (State Board) if the disqualification is due to citizenship for use in voter list maintenance efforts.
- Create a process for voter list maintenance removal of non-citizens reported as disqualified from jury duty.

Senate Bill 250 was ratified by the General Assembly on October 31, 2019, and vetoed by the Governor on November 6, 2019.

S320 - Regional Water Systems and State Grants. (Ratified)

Senate Bill 320 would amend requirements governing disbursement of water/wastewater infrastructure grants or loans to recipients engaged in regionalization to, in certain circumstances, require a written agreement between a recipient and local government units purchasing treated or untreated water from the recipient, stating the current rates of purchase and any anticipated increases over the term of the agreement, or a resolution approved by the governing board of the purchasing local government unit stating that it waives its option to establish such a written agreement. The bill also establishes a process for the Local Government Commission (LGC) to assist in resolving any disputes between local government units prior to execution of a written agreement. If the parties fail to reach an agreement, the bill would prohibit the Department of Environmental Quality (DEQ) from disbursing any loan or grant to either local government unit until the dispute is resolved to the satisfaction of the LGC.

Senate Bill 320 was vetoed by the Governor on August 2, 2019, has not been overridden by the General Assembly, and, therefore, has not become law.

S354 - Strengthening Educators' Pay Act. (Ratified)

Senate Bill 354 would provide (i) legislatively mandated compensation increases for certain public school employees, consistent with House Bill 966 of the 2019 Regular Session, and (ii) contingent on House Bill 966 becoming law, additional legislatively mandated compensation increases for certain educational employees and increased funding for tuition grants for graduates of the North Carolina School of Science and Mathematics.

SB 354 was ratified by the General Assembly on October 31, 2019, and vetoed by the Governor on November 8, 2019.

S359 - Born-Alive Abortion Survivors Protection Act. (Ratified)

As ratified, Senate Bill 359 would place additional explicit requirements on health care practitioners; create two new Class D felonies; and amend civil law, related to a failure to provide care to a child born as a result of an unsuccessful abortion.

Senate Bill 359 was ratified by the General Assembly on April 16, 2019, and vetoed by the Governor on April 18, 2019.

S392 - Various Charter School Changes. (Ratified)

Senate Bill 392 would make various changes to laws related to charter schools and would do the following:

- Authorize the Superintendent of Public Instruction to approve issuance of private activity bonds for charter school facilities after a public hearing.
- Clarify charter school renewal standards.
- Require background checks for charter school boards of directors.

- Remove the cap on enrollment growth of virtual charter schools participating in the virtual charter school pilot program.
- Authorize the State Board to allow a participating virtual charter school to increase enrollment by greater than 20%.
- For a participating virtual charter school that has been placed under monthly compliance monitoring as a result of a material change to its charter, require State Board approval before the school can have any enrollment increase.

SB 392 was ratified by the General Assembly on July 18, 2019, and vetoed by the Governor on July 29, 2019.

S438 - Excellent Public Schools Act of 2019. (Ratified)

SB 438 would make various changes to the North Carolina Read to Achieve Program, including the following:

- Establish individual reading plans, effective with the 2020-2021 school year.
- Establish a Digital Children's Reading Initiative, effective with the 2020-2021 school year.
- Establish a Comprehensive Plan to Improve Literacy Instruction (Comprehensive Plan).
- Effective July 1, 2020, require the North Carolina Center for the Advancement of Teaching (NCCAT) to prioritize and provide aligned professional development in early learning and literacy instruction.
- Effective July 1, 2020, for approval or renewals of programs, require educator preparation programs to provide literacy training in programs for elementary education teachers.
- Require the literacy curriculum and instruction provided by local school administrative units to align with Read to Achieve and the Comprehensive Plan for implementation in the 2022-2023 school year.
- Effective for the 2020-2021 school year, require approval of plans for local reading camps.
- Study phasing out some alternative assessments for third grade reading.
- Beginning with the 2019-2020 school year, create a uniform reporting structure for Read to Achieve data.
- Provide for continuing education credits related to literacy for certain reading camp instructors and allow certain retired teachers to serve as reading camp instructors.
- Effective July 1, 2019, expand the Wolfpack WORKS program.

SB 438 was ratified by the General Assembly on August 13, 2019, and vetoed by the Governor on August 23, 2019.

S553 - Regulatory Reform Act of 2019. (Ratified)

Senate Bill 553 would amend several State laws as follows:

- Raise the dollar threshold for contracts exempted from the conflict-of-interest prohibition for public employees benefitting from public contracts from \$40,000 to \$60,000 for goods and services that are not medically related.
- Direct the Building Code Council to amend the Building Code and Plumbing Code for certain regulations concerning drinking fountains and water closets.

- Direct the Building Code Council to amend the Fire Prevention Code to allow certain doorstep garbage and recycling containers.
- Require all occupational licensing boards with continuing education requirements to study and report on any available options for online continuing education.
- Exempt Onslow and Rockingham Counties from the list of counties required to conduct vehicle emissions testing.
- Create a process for counties to permit temporary event venues in certain situations.
- Require NC Pre-K operators to provide parents with information pertaining to public and private school choices in their county or any other county.
- Clarify landfill life-of-site franchise requirements.
- Repurpose pre-regulatory landfill funds.
- Direct the Department of Environmental Quality to study and report on express permitting expansion for certain programs.
- Extend the deadline for Coastal Area Management Act Emergency General Permits authorized in response to Hurricanes Florence and Michael to October 12, 2019, with all work to be completed by October 12, 2020.
- Provide additional criteria for determining priority for grants from the Wastewater Reserve or the Drinking Water Reserve.
- Amend the septic tank site suitability determination process.
- Establish a process to identify and assess distressed public water and wastewater systems and create a Viable Utility Fund within the Department of Environmental Quality to be used to assist distressed systems to become self-sustaining.
- Expand the architectural license exemption for small commercial projects.
- Direct the Department of Revenue to provide information to the Revenue Laws Study Committee concerning the property taxation of outdoor signs.
- Require that electric membership cooperatives and their subsidiaries comply with applicable notice, safety, and permitting requirements when constructing or maintaining broadband lines.
- Authorize cities to require that manufactured homes be installed in accordance with certain standards, but prohibit cities from requiring masonry curtain walls or skirting being installed on manufactured homes on land leased to the homeowner.
- Authorize the Division of Motor Vehicles to issue a limited registration plate to a vehicle owner in certain situations.
- Require that the State Board of Elections certify voting systems only if a performance bond or letter of credit has been posted.
- Allow a dealer to sell, without a safety inspection, a salvage-titled vehicle in certain circumstances.
- Direct the Division of Motor Vehicles to study whether the laws governing salvage vehicles should be revised to protect consumers from unsafe vehicles.
- Allow the sale of alcoholic beverages at certain stadiums.
- Direct the Division of Emergency Management within the Department of Public Safety to study the needs of law enforcement and first responders to improve access to the interstate system.
- Make technical changes to the statutes governing the North Carolina Board of Architecture and the criteria necessary to sit for the architecture licensure exam.
- Add aquaculture to the uses that may be made of flood hazard areas without a permit.
- Clarify that proof of mailing is sufficient proof of notice for certain insurance policy or renewal cancellations by the insurer.
- Allow the Department of Agriculture and Consumer Services to use funds appropriated to it to provide a non-federal match for any project that has been or will be approved for funding by the USDA Emergency Watershed Protection Act.

This bill was vetoed by the Governor on September 20, 2019, has not been overridden by the General Assembly, and, therefore, has not become law.

S578 - Reduce Franchise Tax/Expand Film Grants. (Ratified)

Senate Bill 578 would do the following:

- Reduce the franchise tax rate from \$1.50 to \$0.96 over a two-year span and remove one method of calculating a corporation's franchise tax base, beginning with the 2021 taxable year.
- Reduce the qualifying expense thresholds for awards from the Film and Entertainment Grant Fund (Fund) and increase from \$12 million to \$15 million the maximum grant amount for a single season of a television series.

This bill was vetoed by the Governor on November 8, 2019, has not been overridden by the General Assembly, and, therefore, has not become law.